

ORIGINAL

BEFORE THE ARIZONA CORPORATION



COMMISSIONERS

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2009 SEP -2 A 10: 13

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

ENERGETICS, INC., a Nevada
Corporation;

STEVEN P. GUIFFRIDA AND
MICHELLE GUIFFRIDA, husband and
wife,

Respondents.

DOCKET NO. : S-201648A-09-0010

**RESPONSE TO FIRST AMENDED
NOTICE OF OPPORTUNITY FOR
HEARING REGARDING PROPOSED
ORDER TO CEASE AND DESIST,
ORDER FOR RESTITUTION, ORDER
FOR ADMINISTRATIVE PENALTIES
AND FOR OTHER AFFIRMATIVE
ACTIONS**

Respondents, Energetics, Inc., Steven P. Guiffrida and Michelle Guiffrida, for their
response to the above First Amended Notice of Opportunity for Hearing, admits, denies
and alleges as follows:

1. The allegations in Paragraph 1 are admitted.
2. The allegations in Paragraph 2 are admitted.
3. The allegations in Paragraph 3 are admitted.
4. The allegations in Paragraph 4 are admitted.
5. The allegations in Paragraph 5 are admitted., but deny that said

Respondents Spouse is liable.

6. The allegations in Paragraph 6 are denied.
7. The allegations in Paragraph 7 are admitted.
8. The allegations in Paragraph 8 are admitted on information and belief.
9. The allegations in Paragraph 9 are denied based on lack of information and
belief.
10. The allegations in Paragraph 10 are denied based on lack of information

Arizona Corporation Commission
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1 and belief.

2 11. The allegations in Paragraph 11 are admitted.

3 12. The allegations in Paragraph 12 are admitted.

4 13. The allegations in Paragraph 13 are denied on information and belief.

5 Respondents admit that the company through Mr. Peterson borrowed monies from his
6 family and/or friends for the Company.

7 14. The allegations in Paragraph 14 are denied based upon lack of information
8 and belief.

9 15. As to these answering Respondents, the allegations in Paragraph 15 are
10 denied.

11 16. The allegations in Paragraph 16 are admitted.

12 17. The allegations in Paragraph 17 are admitted.

13 18. The allegations in Paragraph 18 are admitted.

14 19. The allegations in Paragraph 19 are admitted.

15 20. The allegations in Paragraph 20 are admitted.

16 21. The allegations in Paragraph 21 are admitted.

17 22. The allegations in Paragraph 22 are admitted.

18 23. The allegations in Paragraph 23 are admitted.

19 24. The allegations in Paragraph 24 are denied.

20 25. The allegations in Paragraph 25 are denied.

21 26. The allegations in Paragraph 26 are denied.

22 27. The allegations in Paragraph 27 are denied.

23 28. The allegations in Paragraph 28 are denied.

24 29. The allegations in Paragraph 29 are denied.

25 30. The solicitation and materials speak for themselves and to the extent the
26 information contained therein differs from the allegations in Paragraph 30 they are
27 denied.

1 31. The solicitation and materials speak for themselves and to the extent the
2 information contained therein differs from the allegations in Paragraph 31 they are
3 denied.

4 32. The solicitation and materials speak for themselves and to the extent the
5 information contained therein differs from the allegations in Paragraph 32 they are
6 denied.

7 33. The solicitation and materials speak for themselves and to the extent the
8 information contained therein differs from the allegations in Paragraph 33 they are
9 denied.

10 34. The solicitation and materials speak for themselves and to the extent the
11 information contained therein differs from the allegations in Paragraph 34 they are
12 denied.

13 35. The solicitation and materials speak for themselves and to the extent the
14 information contained therein differs from the allegations in Paragraph 35 they are
15 denied.

16 36. The allegations in Paragraph 36 are denied.

17 37. The allegations in Paragraph 37 are denied.

18 38. The information contained upon the Energetics website speaks for itself and
19 to the extent those allegations differ from those set forth in Paragraph 38 they are denied.
20 Also, with respect to these answering Respondents, the allegations in Paragraph 38 are
21 denied.

22 39. The allegations in Paragraph 39 are admitted.

23 40. With respect to these answering Respondents the allegations in Paragraph
24 40 are denied.

25 41. The allegations in Paragraph 41 are admitted to the extent and only to the
26 extent any of the above are securities.

27 42. With respect to these answering Respondents the allegations in Paragraph
28

1 42 are denied.

2 43. With respect to these answering Respondents the allegations in Paragraph
3 43 are denied.

4 44. With respect to these answering Respondents the allegations in Paragraph
5 44 are denied.

6 45. With respect to these answering Respondents the allegations in Paragraph
7 45 are denied.

8 46. With respect to these answering Respondents the allegations in Paragraph
9 46 are denied.

10 47. With respect to these answering Respondents the allegations in Paragraph
11 47 are denied.

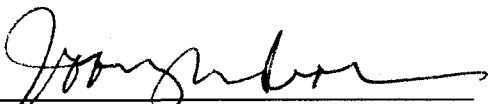
12 48. The allegations in Paragraph 48 are denied as to these answering
13 Respondents.

14 Energetics, Inc., Steven Guiffrida and Michelle Guiffrida, his wife, having fully
15 answered the above First Amended Notice of Opportunity for Hearing pray as follows:

- 16 1. That as to them, the Petition and Complaint be dismissed.
17 2. For their costs incurred herein.
18 3. For such other and further relief as the Court deems just.

19 DATED this 28 day of August, 2009.

20 **JEFFREY M. PROPER, PLLC**

21
22 By 
23 **JEFFREY M. PROPER**
24 10645 North Tatum Blvd., Suite 200-652
25 Phoenix, Arizona 85028
26 Attorney for Respondents

27 ORIGINAL AND THIRTEEN (13) COPIES of the foregoing
28 filed this 28 day of August, 2009, with

1 Docket Control
2 Arizona Corporation Commission
3 1200 West Washington
4 Phoenix, Arizona 85007

5 Mr. Marc Stern
6 Administrative Law Judge
7 Arizona Corporation Commission/Hearing division
8 1200 West Washington
9 Phoenix, Arizona 85007

10 Copies of the foregoing MAILED
11 this 28 day of August, 2009 to:

12 Aikaterine Vervilos
13 Staff Attorney, Securities Division of the
14 Arizona Corporation Commission

15 By  _____
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